

TITLE 4. CALIFORNIA STATE ATHLETIC COMMISSION

NOTICE IS HEREBY GIVEN that the California State Athletic Commission (hereinafter "commission") is proposing to take the action described in the Informative Digest. Any person interested may present statements or arguments orally or in writing relevant to the action proposed at a hearing to be held at Office of Administrative Hearings, Pacific Ocean Room 2nd Floor, 320 West Fourth Street, Los Angeles, California, 90013 at 10:00 am, on Thursday, January 27, 2005. Written comments, including those sent by mail, facsimile, or e-mail to the addresses listed under Contact Person in this Notice, must be received by the commission at its office at 1424 Howe Avenue, Suite 33, Sacramento, California, 95825 not later than 5:00 p.m. on January 27, 2005 or must be received by the commission at the hearing. Written comments may also be faxed to this phone number (916) 263-2197 or e-mailed to this e-mail address Sal_Barajas@dca.ca.gov. The commission, upon its own motion or at the instance of any interested party, may thereafter adopt the proposals substantially as described below or may modify such proposals if such modifications are sufficiently related to the original text. With the exception of technical or grammatical changes, the full text of any modified proposal will be available for 15 days prior to its adoption from the person designated in this Notice as contact person and will be mailed to those persons who submit written or oral testimony related to this proposal or who have requested notification of any changes to the proposal.

Authority and Reference: Pursuant to the authority vested by Sections 18611 of the Business and Professions Code, and to implement, interpret or make specific Sections 18640, 18705, 18706 of said Code, the commission is considering changes to Division 2 of Title 4 of the California Code of Regulations as follows:

INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

Section 18611 of the Business and Professions Code authorizes the commission to adopt, amend, or repeal, regulations as may be necessary to carry out the laws relating to boxing and martial arts.

Amend Section 711

The existing regulation specifies that amateur kickboxers and martial arts fighters may wear headgear during a contest or match.

The proposed amendment would make the regulation consistent with statute by requiring amateur kickboxers and amateur martial arts fighters under the age of 18 to wear headgear during a contest or match.

FISCAL IMPACT ESTIMATES

Fiscal Impact on Public Agencies Including Costs or Savings to State Agencies or Costs/Savings in Federal Funding to the State: None

Nondiscretionary Costs/Savings to Local Agencies: None

Local Mandate: None

Cost to Any Local Agency or School District for Which Government Code Section 17561 Requires Reimbursement: None

Business Impact:

The commission has made an initial determination that the proposed regulatory action would have no significant statewide adverse economic impact directly affecting California businesses, including the ability of California businesses to compete with businesses in other states.

Impact on Jobs/New Businesses:

The commission has determined that this regulatory proposal will not have any impact on the creation of jobs or businesses or the elimination of jobs or existing businesses or the expansion of businesses in the State of California.

Cost Impact on Representative Private Persons or Business:

The commission estimates that cost impact of the proposed regulation on a representative private person to be \$40.00 per headgear. A major retail establishment charges \$40.00 per headgear. Currently all amateur boxing and martial arts fighters wear headgear when sparring otherwise referred to as training in the gym to prevent cuts and injuries. Given that each amateur and for that matter professional fighters wear headgear when training there is no "real" additional costs to the fighters.

Effect on Housing Costs: None

EFFECT ON SMALL BUSINESS

The commission has determined that the proposed regulations may not affect small businesses. This regulation will affect private persons such as amateur kickboxers and amateur martial arts fighters. Fighters are responsible for purchasing their own boxing and martial arts fighting gear. (e.g., shoes, trunks, socks, etc.). However, this regulatory change does not create any “real” additional costs to amateur martial arts fighters.

CONSIDERATION OF ALTERNATIVES

The commission must determine that no reasonable alternative which it considered or that has otherwise been identified and brought to its attention would either be more effective in carrying out the purpose for which the action is proposed or would be as effective and less burdensome to affected private persons than the proposal described in this Notice.

Any interested person may present statements or arguments orally or in writing relevant to the above determinations at the above-mentioned hearing.

INITIAL STATEMENT OF REASONS AND INFORMATION

The commission has prepared an initial statement of the reasons for the proposed action and has available all the information upon which the proposal is based.

TEXT OF PROPOSAL

Copies of the exact language of the proposed regulations and of the initial statement of reasons, and all of the information upon which the proposal is based, may be obtained at the hearing or prior to the hearing upon request from the California State Athletic Commission at 1424 Howe Avenue Suite 33, Sacramento, California 95825.

AVAILABILITY AND LOCATION OF THE FINAL STATEMENT OF REASONS AND RULEMAKING FILE

All the information upon which the proposed regulations are based is contained in the rulemaking file which is available for public inspection by contacting the person named below.

You may obtain a copy of the final statement of reasons once it has been prepared, by making a written request to the contact person named below or by accessing the

website listed below.

CONTACT PERSON

Inquiries concerning the proposed administrative action may be addressed to:

Names: Sal Barajas

Address: 1424 Howe Avenue, Suite 33, Sacramento, California, 95825.

Telephone No: (916) 263-2195

Fax No: (916) 263-2197

E-Mail Address': Sal_Barajas@dca.ca.gov

Inquiries concerning the substance of the proposed regulations may be directed to Sal Barajas at (916) 263-2195.

The backup person for Sal Barajas is as follows:

Names: Frank Munoz

Address: 1424 Howe Avenue, Suite 33, Sacramento, California, 95825.

Telephone No: (916) 263-2195

Fax No: (916) 263-2197

E-Mail Address': Frank_Munoz@dca.ca.gov

Website Access: Materials regarding this proposal can be found at www.dca.ca.gov/csac.